

1982 WL 608957 (S.C.A.G.)

Office of the Attorney General

State of South Carolina

April 22, 1982

*1 Honorable C. Alex Harvin, III
Representative
District No. 66
Box 266
Summerton, South Carolina 29148

Dear Representative Harvin:

This letter is to confirm our conversation of this date. You have inquired if a person may be nominated to two different offices. I have discussed this question with Mr. Ellisor, Executive Director of the State Election Commission, and Mr. McLeod. There is no state statute that would prevent a person from being a candidate for two offices. For your information, I am enclosing a copy of 29 C.J.S. Elections § 130 which deals with multiple candidacy but which does not clarify the question.

As there is no state statute prohibiting dual candidacy, it would be a decision the political party would have to make. I have checked the Democratic Rules for 1978 and have not found a provision expressly governing this question. It would probably be advisable to check with the counsel for the Democratic Party and with the executive committee as to whether or not the party would allow a dual candidacy.

Sincerely,

Treva G. Ashworth
Senior Assistant Attorney General

Approved:

Daniel R. McLeod
Attorney General

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